

S.R. 75 - By Glasgow: Extending welcome to Jim and Theresa Mulloy.

S.R. 76 - By Glasgow: Extending welcome to Ann Nobles.

S.R. 77 - By Glasgow: Extending welcome to Kevin Norcross.

S.R. 78 - By Glasgow: Extending welcome to Sharon Norcross.

S.R. 79 - By Glasgow: Extending welcome to C. Edwin Olsen.

S.R. 80 - By Glasgow: Extending welcome to Ruby O'Neal.

S.R. 81 - By Glasgow: Extending welcome to Walt Parker.

S.R. 82 - By Glasgow: Extending welcome to Paula Peters.

S.R. 83 - By Glasgow: Extending welcome to Fran Smith.

S.R. 84 - By Glasgow: Extending welcome to John Terrell.

S.R. 85 - By Glasgow: Extending welcome to Deborah Uson.

S.R. 86 - By Glasgow: Extending welcome to Ken Van Landingham.

S.R. 87 - By Glasgow: Extending welcome to S. J. Vaughan.

S.R. 88 - By Glasgow: Extending welcome to Jamie Vick.

S.R. 89 - By Glasgow: Extending welcome to Carol and Bob Watson.

S.R. 90 - By Glasgow: Extending welcome to Evans Wentz.

S.R. 91 - By Glasgow: Extending welcome to Stan and Margaret White.

ADJOURNMENT

On motion of Senator Brooks, and in accordance with a motion previously adopted, the Senate at 1:29 o'clock p.m. adjourned until 10:30 o'clock a.m. tomorrow.

SECOND DAY

(Wednesday, January 14, 1981)

The Senate met at 10:30 a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present: Blake, Brooks, Brown, Caperton, Doggett, Farabee, Glasgow, Harris, Howard, Jones, Kothmann, Leedom, Mauzy, McKnight, Meier, Mengden, Ogg, Parker, Richards, Santiesteban, Sarpalius, Short, Snelson, Traeger, Travis, Truan, Vale, Williams, Wilson.

Absent-excused: Andujar.

A quorum was announced present.

The Reverend Dr. Gerald Mann, Senate Chaplain, offered the invocation as follows:

Lord, it's good to be back here with old friends and to make new ones. May their discovery of what's right be as quick as this prayer. Amen.

On motion of Senator Brooks and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

LEAVE OF ABSENCE

Senator Andujar was granted leave of absence for today on account of illness on motion of Senator Meier.

MESSAGE FROM THE HOUSE

House Chamber
January 14, 1981

HONORABLE W. P. HOBBY
PRESIDENT OF THE SENATE

SIR: I am directed by the House to inform the Senate that the House has passed the following:

S.C.R. 9, Inviting the Honorable William P. Clements, Governor of Texas, to address a joint session of the Legislature.

S.C.R. 10, Granting either House of the Legislature permission to adjourn from Wednesday, January 14, 1981, to Thursday, January 22, 1981.

Respectfully,

BETTY MURRAY, Chief Clerk
House of Representatives

REPORT OF STANDING COMMITTEE

Senator Blake submitted the following report for the Committee on Administration:

S.C.R. 7
S.B. 140

SENATE BILLS AND RESOLUTIONS ON FIRST READING

The following bills and resolutions were introduced, read first time and referred to the Committee indicated:

- S.B. 144** by Doggett Intergovernmental Relations
Relating to the membership of the Court of Civil Appeals for the Third Supreme Judicial District.
- S.B. 145** by Doggett, Mengden State Affairs
Relating to discrimination because of age or disability.
- S.B. 146** by Mengden Intergovernmental Relations
Relating to municipal annexation of territory in a special purpose district.
- S.B. 147** by Doggett Intergovernmental Relations
Relating to the creation of the constitutional office of criminal district attorney of Caldwell County, including the criminal district attorney in the Professional Prosecutors Act, abolishing the office of county attorney in Caldwell County, and conforming the jurisdiction of the district attorney of the 22nd Judicial District.
- S.B. 148** by Doggett State Affairs
Relating to access to public and personal information.
- S.B. 149** by Doggett State Affairs
Relating to the enforcement of agency orders, decisions, and rules.
- S.B. 150** by Traeger, Caperton, Glasgow, Blake State Affairs
Relating to the disposition of motor vehicle registration fees.
- S.B. 151** by Farabee, Caperton, Blake, State Affairs
Howard, Glasgow, Sarpalius, Brown
Relating to the financing of farm-to-market and lateral roads.
- S.B. 152** by Farabee Human Resources
Relating to the confidentiality of records of clients served by the facilities of the Texas Department of Mental Health and Mental Retardation and by community centers for mental health and mental retardation services.
- S.B. 153** by Farabee Human Resources
Relating to the privilege of confidentiality between mental health professional and client.
- S.B. 154** by Farabee Human Resources
Relating to the purchase or lease of real property and personal property by community centers.
- S.B. 155** by Ogg Jurisprudence
Relating to a driving safety course as an alternative to prosecution for certain traffic offenses.
- S.B. 156** by Short Finance
Relating to an appropriation to Texas Tech University.
- S.B. 157** by Mengden Jurisprudence
Relating to the name and membership of the Texas Prosecutors Coordinating Council, the suspension or removal of a prosecuting attorney, the reimbursement of expenses of prosecutors and staffs, and provisions for a prosecuting attorney pro tempore.

S.B. 158 by Mengden Finance
Relating to exempting gold, silver, and numismatic coins and gold and silver bullion from the sales and use tax.

S.B. 160 by Traeger Jurisprudence
Relating to the assignment of a former district judge to sit in a district court.

S.B. 161 by Santiesteban Jurisprudence
Relating to the Uniform Foreign Country Money-Judgment Recognition Act and the recognition of money judgments by courts of foreign countries.

S.B. 162 by Brooks Jurisprudence
Relating to the prior conviction of a person charged with the subsequent offense of driving while intoxicated and the penalty upon conviction of such offense; amending ch. 507, Acts of the Forty-seventh Legislature, 1941 (art. 6701l-2, V.T.C.S.), as amended; and declaring an emergency.

S.B. 163 by Brooks Jurisprudence
Relating to the right of a defendant to appeal a conviction or a revocation of probation; amending Article 44.02, Code of Criminal Procedure, 1965, as amended; and declaring an emergency.

S.B. 164 by Wilson Jurisprudence
Relating to the time that a detention hearing under Title 3, Family Code, is required.

S.B. 165 by Wilson Jurisprudence
Relating to the statute of limitations in paternity suits.

S.B. 166 by Wilson Intergovernmental Relations
Relating to the creation of the Second 26th Judicial District, composed of Williamson County, and an appropriation for the salary and expenses of the judge of that court; and providing for grand juries and terms of the 26th District Court and the Second 26th District Court.

S.B. 167 by Wilson Intergovernmental Relations
Relating to the creation of the constitutional office of criminal district attorney of Jackson County, abolishing the office of county attorney in that county, and conforming the jurisdiction of the district attorney of the 24th Judicial District.

S.J.R. 7 by Harris Finance
Proposing a constitutional amendment to authorize a political subdivision other than a school district to exempt a portion of the value of residence homesteads from property taxation.

S.R. 93 by Mauzy Administration
Proposing an amendment to Senate Rules, Regular Session, 67th Legislature.

COMMUNICATION FROM TEXAS EDUCATION AGENCY

The following Communication from the Texas Education Agency was read and was referred to the State Affairs Committee, Subcommittee on Nominations:

June 19, 1979

Mrs. Betty King
Secretary of the Senate
State of Texas
Capitol Building
Austin, Texas 78711

Dear Mrs. King:

The State Board of Education on June 9, 1979, acting under authority of Section 3.59(c), Texas Education Code, nominated the following person to fill a position on the State Board of Trustees, Teacher Retirement System of Texas:

Robert R. Ashworth
3902 Lynette
Amarillo, Texas 79109

Mr. Ashworth will replace Mr. John Mangrum and will serve a six-year term beginning September 1, 1979 and ending August 31, 1985.

This nomination is submitted to you for transmittal to the Senate for confirmation.

August 13, 1979

At its meeting on August 11, 1979, the Texas State Board of Education appointed Mr. Alton O. Bowen as the State Commissioner of Education. The appointment of Mr. Bowen is to be effective September 1, 1979 through May 31, 1981, subject to confirmation by the Senate, to fill the unexpired term created by the retirement of Dr. M. L. Brockette.

We shall appreciate your submission of this appointment to the Senate.

October 16, 1979

Dear Mrs. King:

I am submitting to you for confirmation by the Senate the following appointments to The Advisory Council for Technical-Vocational Education in Texas:

James C. Currey
P. O. Box 19282
Dallas, Texas 75219

Mr. Currey will replace David Pickett in the membership category of "one member representing the State Manpower Services Council (State Employment and Training Council)"

E. W. Collins
P. O. Box 3311
Beaumont, Texas 77704

Mr. Collins will replace E. D. Redding in the membership category of "one member familiar with vocational needs and problems of management in the state."

S. Don Rogers
Superintendent
Eanes Independent School District
601 Camp Craft Road
Austin, Texas 78746

Mr. Rogers will be a reappointment in the membership category of "one member who is currently serving as superintendent or other administrator of a local education agency."

Noe B. Calvillo
2500 Quince
McAllen, Texas 78501

Mr. Calvillo will replace Bob Avina in the membership category of "one member representative of and knowledgeable about the poor and disadvantaged."

Dr. Jacinto Juarez
Laredo Junior College
West End Washington Street
Laredo, Texas 78040

Dr. Juarez will replace Dr. J. R. Jackson in the membership category of "one member representing community or junior colleges."

Cletus G. Michel
P. O. Box 20100
El Paso, Texas 79998

Mr. Michel will replace Victor Rodriguez in the membership category of "one member representing school systems with large concentrations of persons who have special academic, social, economic, and cultural needs and of persons who have limited English-speaking ability."

These appointments were recommended by Governor Clements and approved by the State Board of Education on October 13, 1979, in compliance with Section 31.12 of the Texas Education Code.

All appointments will be for a three-year term to expire August 31, 1982.

October 16, 1979

I am submitting to you for confirmation by the Senate the following appointments to The Advisory Council for Technical-Vocational Education in Texas.

Clemente Garcia
4130 Tarpon
Corpus Christi, Texas 78411

Mr. Garcia will replace Joe Rodriguez in the membership category of "one member currently serving on a local school board."

Mr. Garcia will serve for the remaining period of Mr. Rodriguez's term which will expire on August 31, 1980.

Mrs. John T. (Annyelee) Smith
428 East Kenedy
Kingsville, Texas 78363

Mrs. Smith will replace Joe Gunn in the membership category of "one member representing and familiar with vocational guidance and counseling services."

Mrs. Smith will serve a three-year term to end August 31, 1982.

These appointments were recommended by Governor Clements and approved by the State Board of Education on October 13, 1979, in compliance with Section 31.12 of the Texas Education Code.

November 14, 1979

I am submitting to you for confirmation by the Senate the following appointments to The Advisory Council for Technical-Vocational Education in Texas:

Jon P. Underwood
1505 Villanova
Austin, Texas 78758

Mr. Underwood will replace Gerald Brown in the membership category of "one member representing state industrial and economic development agencies."

Dean H. E. McCallick
College of Technology
University of Houston
Houston, Texas 77004

Dean McCallick will continue to serve as a reappointment in the membership category of "one member familiar with post secondary baccalaureate technological degree programs."

These appointments were recommended by Governor Clements and approved by the State Board of Education on November 10, 1979, in compliance with Section 31.12 of the Texas Education Code.

Each appointment will be for a three-year term to expire August 31, 1982.

February 25, 1980

I am submitting to you for confirmation by the Senate the following appointment to The Advisory Council for Technical-Vocational Education in Texas.

Mrs. Robert Sweet
Teacher Coordinator
Vocational Office Education
Cooperative Training
Jefferson High School
San Antonio, Texas 78201

Mrs. Sweet will replace Doyel Chandler in the membership category of "one member who is a vocational education teacher presently teaching in a local

education agency." Mr. Chandler has been moved into the category recently vacated by the resignation of Dr. Frank Hubert.

This appointment was recommended by Governor Clements and approved by the State Board of Education on February 9, 1980, in compliance with Section 31.12 of the Texas Education Code.

Mrs. Sweet will serve for the remainder of a term to expire on August 31, 1980.

September 18, 1980

I am submitting to you for confirmation by the Senate the following appointments to The Advisory Council for Technical-Vocational Education in Texas.

T. R. Jackson
4189 Bellave Boulevard, Suite 204
Houston, Texas 77025

Mr. Jackson will replace Clemente Garcia in the membership category of "one member who is currently serving on a local school board."

Mrs. Robert Sweet
Teacher Coordinator
Vocational Office Education Cooperative Training
Jefferson High School
723 Donaldson
San Antonio, Texas 78201

Mrs. Sweet will be a reappointment in the membership category of "one member who is a vocational education teacher presently teaching in a local education agency."

Mrs. Edith Floyd Patterson
Director, Vocational Education
Houston Independent School District
3830 Richmond Avenue
Houston, Texas 77027

Mrs. Patterson will be a reappointment in the membership category of "one member representing and familiar with public programs of vocational education in comprehensive secondary schools."

Dr. Robert D. Hunter
Vice President
Abilene Christian University
ACU Station, Box 7842
Abilene, Texas 79601

Dr. Hunter will be a reappointment in the membership category of "one member representing and familiar with non-profit private schools."

Mrs. Jessie Lee Sharpley
Jessie Lee's Hair Design Institute
4520 11th Street
Lubbock, Texas 79512

Mrs. Sharpley will replace C. C. "Bill" Elkins, Jr. in the membership category of "one member representing proprietary vocational-technical schools."

Dr. Lane Murray
Educational Director
Texas Department of Corrections
P. O. Box 40
Huntsville, Texas 77340

Dr. Murray will replace Maxia Farris in the membership category of "one member representing state correctional institutions."

Dr. Janie West Cotton
Head, Department of Home Economics
Texas Southern University
3201 Wheeler Street
Houston, Texas 77004

Dr. Cotton will replace Doyel E. Chandler in the membership category of "one member who is familiar with the programs of teacher's training for technical-vocational teachers in the post secondary institutions."

Ms. Lupe Anguiano
President and Founder
National Women's Employment and Education, Inc.
118 North Broadway, Suite 510
San Antonio, Texas 78294

Ms. Anguiano will replace Mrs. Ruth Ellinger in the membership category of "one member representing a woman with experience in employment and training programs, and is knowledgeable with respect to sex discrimination in job training and employment of sex stereotyping in vocational education and of discrimination in job training and employment against women who are members of minority groups."

These appointments were recommended by Governor Clements and approved by the State Board of Education on September 13, 1980, in compliance with Section 31.12 of the Texas Education Code.

All appointments will be for a three-year term to expire August 31, 1983.

**THE ADVISORY COUNCIL FOR TECHNICAL-VOCATIONAL
EDUCATION
IN TEXAS**

November 2, 1979

Mrs. Betty King
Secretary of the Senate
Capitol Building
Austin, Texas 78711

Dear Mrs. King:

This is a follow-up to our telephone call to you this morning concerning a mistake in the letter of October 16, 1979, to you from Mr. Alton O. Bowen,

Commissioner of Education, Texas Education Agency, concerning appointments to the Advisory Council for Technical-Vocational Education in Texas. The letter stated that all appointments were for a three-year term to expire August 31, 1982. We would like to inform you that Mr. Cletus Michel is filling the unexpired term of Mr. Victor Rodriguez which expires August 31, 1981.

Sincerely,

Alton D. Ice
Executive Director

COMMUNICATION FROM SUPREME COURT

The following communication from the Supreme Court was read and was referred to the State Affairs Committee, Subcommittee on Nominations:

January 14, 1981

The Honorable Betty King
Secretary of the Senate
Texas Senate
Austin, Texas

Dear Mrs. King:

The Supreme Court of Texas has made the following appointments subject to confirmation of the Senate since the last session of the Legislature:

Board of Directors of the State Bar of Texas:

Mr. Allen Washington of Houston	1983
Mr. Bill D. Thornton of Weslaco	1983
Mrs. Janice C. May of Austin	1982
Mr. William R. Cox of Houston	1982
Mr. Elbert E. Hall of Abilene	1981
Mr. Lynn Milam of Beaumont	1981
Mr. C. Lee McMillan of Corpus Christi	1980

(The year following each name indicates expiration of the term of appointment at the adjournment of the annual meeting of the State Bar of Texas in that year.)

State Commission on Judicial Conduct:

Justice of the Peace Wayne LeCroy of Lubbock for a six (6) year term beginning November 20, 1979.

Chief Justice Joe R. Greenhill has reappointed Mrs. Connie L. Jackson of Dallas to the Board of Pardons and Paroles for a six (6) year term, effective February 1, 1981.

Sincerely,

/s/William L. Willis
Executive Assistant

COMMUNICATION FROM ATTORNEY GENERAL

The following Communication from the Attorney General was read and was referred to the Subcommittee on Nominations:

THE ATTORNEY GENERAL OF TEXAS

May 21, 1980

Dear Senator McKnight:

This is to inform you that I am appointing Judy Sauer of 503 Westminster, Houston, Texas 77024 to serve as a citizen member of the Board for Lease of State Park Lands for a two-year term to expire December 14, 1981 pursuant to Section 35.012(a)(2) of the Natural Resources Code.

August 19, 1980

Dear Senator McKnight:

This is to inform you that I am appointing Lola L. Bonner of 2000 South Church Street, Rockport, Texas 78382 to serve as a citizen member of the School Land Board for a two-year term to expire August 29, 1981 pursuant to Section 32.012(a)(3) of the Natural Resources Code.

Yours truly,

Mark White

**COMMUNICATION FROM SPEAKER,
HOUSE OF REPRESENTATIVES**

The following Communication from the Speaker of the House of Representatives was read and was referred to the Subcommittee on Nominations:

December 5, 1980

Dear Clayton:

Pursuant to state law, Art. 6228a, Sec. 6, I am hereby appointing Dr. B. W. Armistead of Littlefield, Texas, as a member of the Board of Trustees of the Employees Retirement System of Texas.

Subject to the advice and consent of the Senate, Dr. Armistead will assume the appointment of Robert E. Johnson, who resigned March 7, 1980, and will serve the remainder of the six year term, ending August 31, 1984.

Dr. Armistead's mailing address is 406 LFD Drive, Littlefield, Texas, 79339.

Would you please see that he is notified as soon as possible of the next board meeting and that any necessary information is supplied to him regarding the operations of the board of trustees.